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REMARKS

Upon entry of the present amendment, claims 1, 3, 4, 6, 10, and 12 will have been amended and claims 7-9 and 15 will have been canceled.

In view of the herein contained amendments and remarks, Applicant respectfully requests reconsideration and withdrawal of each of the outstanding rejections set forth in the above-mentioned Official Action, together with an indication of the allowability of all of the claims pending in the present application.

Applicant notes with appreciation the Examiner's acknowledgment of Applicant's claim for foreign priority under 35 U.S.C. § 119 and the filing of the certified copies of the priority documents.

The Examiner has rejected claims 7-9 under 35 U.S.C. § 101 as being directed to non-statutory subject matter. This rejection is respectfully traversed. Claims 7-9 are directed to a game program that is executable on a game apparatus that Applicant has previously shown to be statutory. However, in order to expedite prosecution, Applicant has canceled claims 7-9 and thus Applicant respectfully asserts that the 35 U.S.C. § 101 rejection is now moot.

The Examiner has rejected claims 1-3, 10-12, 15, and 16 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,200,138 to ANDO et al. Applicant respectfully submit that the present amendments and remarks render this rejection moot.

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The present disclosed invention is directed to a game apparatus, game program, and game method wherein the player's character is displayed within a game field in a first display area and a larger predetermined area of game field around the character is separately displayed in a second display area. In the disclosed embodiments, the second display area or radar screen (72 as shown in figure 7) further includes a target position indicator 75.

On the contrary, ANDO et al. does not disclose two display areas. Moreover, ANDO et al. does not disclose two display areas that display both the game field and a larger predetermined area of game field around the character. The reference to ANDO et al. discloses using arrows (208 and 210 shown in figures 13 and 14) in only a single display that show the direction to a destination.

Absent a disclosure in a single reference of each and every element recited in a claim, a prima facie case of anticipation cannot be made under 35 U.S.C. § 102. Since the applied reference fails to disclose each and every element recited in independent claims 1 and 10 and the claims dependent therefrom, these claims are not anticipated thereby. Accordingly, the Examiner is respectfully requested to withdraw the rejection under 35 U.S.C. § 102(e).

The Examiner has rejected claims 4-6 under 35 U.S.C. § 103(a) as being unpatentable by ANDO et al. Applicant respectfully submit that the present amendments and remarks also render this rejection inappropriate.

For the reasons discussed *supra*, ANDO et al. does not disclose "separately" displaying in a first display area the game field and the predetermined

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area around the character in a second display area. The reference to ANDO et al. discloses using arrows (208 and 210 shown in figures 13 and 14) in only a single display that show the direction to a destination. Moreover, there is no suggestion or disclosure in ANDO et al. that render obvious the feature of "separately" displaying both the game field and the predetermined area around the character. Thus, claims 4-6 are submitted to be allowable.

With regard to dependent claims 2, 3, 5, 6, 11, and 12, Applicant asserts that they are allowable on their own merit and at least because they depend on one of independent claims 1, 4, and 10, which Applicant submits have been shown to be allowable.

Pursuant to MPEP §714.13, Applicants contend that entry of the present amendment is appropriate because the proposed amended claims avoid the rejections set forth in the last Office Action, resulting in the application being placed in condition for allowance, or, alternatively, the revised claims place the application in better condition for purposes of appeal. Furthermore, the revised claims do not present any new issues that would require any further consideration and/or search by the Examiner, and the amendment does not present any additional claims without canceling a like number of pending claims. Accordingly, entry of the present amendment is respectfully requested.

In view of the fact that none of the art of record, whether considered alone or in any proper combination, discloses or suggests the present invention as defined by the pending claims, and in further view of the above remarks,

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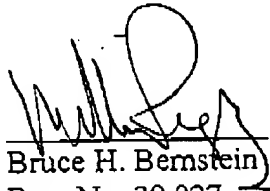
reconsideration of the Examiner's action and allowance of the present application are respectfully requested and are believed to be appropriate.

Applicant has made a sincere effort to place the present application in condition for allowance and believes that he has now done so.

Any amendments to the claims which have been made in this amendment, and which have not been specifically noted to overcome a rejection based upon the prior art, should be considered to have been made for a purpose unrelated to patentability, and no estoppel should be deemed to attach thereto.

Should the Examiner have any questions or comments regarding this Response, or the present application, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,
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